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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 JESSE LEON VILLEGAS,

No. 2:13-cv-0168-CMK-P

12 Plaintiff,

13 vs.

ORDER

14 GARY SWARTHOUT, et al.,

15 Defendants.
16 _____/

17 Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant
18 to 42 U.S.C. § 1983. On June 8, 2016, the court ordered the United States Marshal to serve the
19 complaint on defendants. Process directed to defendant Peterson was returned unexecuted
20 because defendant is retired. Plaintiff must provide additional information to serve this
21 defendant. Plaintiff shall promptly seek such information through discovery, the California
22 Public Records Act, Cal. Gov't. Code § 6250, et seq., or other means available to plaintiff. If
23 access to the required information is denied or unreasonably delayed, plaintiff may seek judicial
24 intervention. Once additional information sufficient to effect service is obtained, plaintiff shall
25 notify the court whereupon plaintiff will be forwarded the forms necessary for service by the U.S.
26 Marshal. Plaintiff is cautioned that failure to effect service may result in the dismissal of

1 unserved defendants. See Fed. R. Civ. P. 4(m).

2 Accordingly, IT IS HEREBY ORDERED that plaintiff shall promptly seek
3 additional information sufficient to effect service on any unserved defendants and notify the court
4 once such information is ascertained.

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6 DATED: November 15, 2016

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8 **CRAIG M. KELLISON**
9 UNITED STATES MAGISTRATE JUDGE
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